

From: (b)(6);(b)(7)(C)
Sent: 16 May 2018 16:15:21 +0000
To: (b)(6);(b)(7)(C)
Cc:
Subject: RE: Press Inquiry Regarding Argentina Summons

In speaking with the former attaché who was here at the time, he recalled they crafted a response with PAS at the time but not details other than it was fairly general. That was in response to U.S. media inquiries rather than Argentine (possibly the Washington Post), but no story ever came about and he did not think the response was ever used.

(b)(6);(b)(7)(C)
Regional Attaché, Southern Cone of the Americas
Department of Homeland Security
Homeland Security Investigations (HSI)
U.S. Embassy Buenos Aires
Office: 54 11 5777 (b)(6);(b)(7)(C)
Cell: 54 911 259 (b)(6);(b)(7)(C)
(b)(6);(b)(7)(C)

From: (b)(6);(b)(7)(C)
Sent: Wednesday, May 16, 2018 1:05 PM
To: (b)(6);(b)(7)(C)
Cc:
Subject: FW: Press Inquiry Regarding Argentina Summons

(b)(6);(b)(7)(C)
Hi (b)(6);(b)(7)(C) re the Boston reporters questions re a DHS/ICE issue in 2014:

We searched our records and we do not have any info about press guidance issued at that time. A La Nacion article from 2014, excerpted below, notes that the Embassy confirmed that we did receive the request from ARG DoJ and decided not to proceed. But I can not confirm whether someone from the Embassy actually commented to La Nacion at that time.

(b)(6);(b)(7)(C)

From: (b)(6);(b)(7)(C)
Sent: Wednesday, May 16, 2018 12:42 PM
To: (b)(6);(b)(7)(C)
Subject: FW: Press Inquiry Regarding Argentina Summons

In the press articles, the US Embassy in Argentina is mentioned in 2 occasions:

Días atrás, la fiscalía de Delitos Informáticos Daniela Dupuy aclaró que Caamaño no había solicitado informes a la Embajada de Estados Unidos sobre la identidad de los tuiteros denunciados. El canciller Héctor Timerman, por su parte, también desmintió haber solicitado esa información.

Sin embargo, la Embajada de Estados Unidos en la Argentina informó que sí recibió el pedido de la Justicia argentina, y resolvió no hacer lugar a la solicitud porque entendió que el planteo excedía los límites del convenio de cooperación judicial entre ambos países, ya que no se estaba investigando un delito sino una contravención.

.....
Hoy, tras conocerse la noticia, uno de los tuiteros escribió que la embajada estadounidense en la Argentina informó que "dejaron sin efecto los pedidos a Twitter". ATENCION La embajada de EEUU nos informó que dejaron sin efecto los pedidos a twitter s/ nuestras cuentas y las de otras pro #Campagnoli

Official
UNCLASSIFIED

From: (b)(6);(b)(7)(C)

Sent: Wednesday, May 16, 2018 10:41 AM

To: (b)(6);(b)(7)(C)

Cc:

Subject: Press Inquiry Regarding Argentina Summons

Hello State friends,

Wondering if this inquiry has made its way to you all, and if you have or plan to provide any response on this. If so, I was hoping we might be able to coordinate our replies.

Obviously we've both had a lot of turnover in staff since the events in question, but my understanding from folks currently at post was that State had a response to this at the time, and I was hoping we might be able to use that again so as to not reinvent the wheel.

Some background attached and below for context:

<https://www.lanacion.com.ar/1709242-silvana-giudici-pide-que-se-investigue-si-hay-redes-de-persecucion-politica-en-el-caso-de-los-tuiteros-que-apoyaron-a-campagnoli>

<https://www.lanacion.com.ar/1708169-gobierno-pedido-twitter-estados-unidos-campagnoli>

Thank you,

(b)(6);(b)(7)(C)

Public Affairs Officer/Spokesperson
U.S. Immigration and Customs Enforcement (ICE)

From: Shawn Musgrave [mailto:shawnmusgrave@gmail.com]

Sent: Wednesday, May 09, 2018 6:46 PM

To: (b)(6);(b)(7)(C)

(b)(6);(b)(7)(C)

Subject: MEDIA INQUIRY: 1509 summons by HSI special agent (b)(6);(b)(7)(C) (2014)

Hello -

I'm a Boston-based reporter writing for The Intercept. I am not currently on deadline.

Attached are materials related to a 1509 summonses (also called DHS Form 3115) issued to Twitter in 2014 by a HSI special agent, (b)(6);(b)(7)(C) who was posted at the Buenos Aires embassy at the time. Per the attached, the summons was signed by Assistant Attaché (b)(6);(b)(7)(C) on the authority of (b)(6);(b)(7)(C) (cc'd).

I would like the context and overall timeline regarding this summons, particularly since it was covered by the Argentina media at the time as an attempt by a prosecutor to target supporters of a political opponent. It remains unclear to me whether Twitter complied with the summons, but several of the targeted accounts were notified by Twitter.

My basic question: why would the U.S. embassy or its attachés authorize a summons like this?

Best,
Shawn Musgrave
520-820-6615

From: (b)(6);(b)(7)(C)
Sent: 16 May 2018 17:48:22 +0000
To: (b)(6);(b)(7)(C)
Cc:
Subject: RE: Press Inquiry Regarding Argentina Summons

Hi all,
Just confirming that State did refer the inquiry over to ICE and we won't have anything to add. If you all at the embassy level find anything more, please feed it back to ICE directly. Thanks,

(b)(6);(b)(7)(C)

Official
UNCLASSIFIED

From: (b)(6);(b)(7)(C)
Sent: Wednesday, May 16, 2018 12:15 PM
To: (b)(6);(b)(7)(C)
Cc:
Subject: RE: Press Inquiry Regarding Argentina Summons

In speaking with the former attaché who was here at the time, he recalled they crafted a response with PAS at the time but not details other than it was fairly general. That was in response to U.S. media inquiries rather than Argentine (possibly the Washington Post), but no story ever came about and he did not think the response was ever used.

(b)(6);(b)(7)(C)

Regional Attaché, Southern Cone of the Americas
Department of Homeland Security
Homeland Security Investigations (HSI)
U.S. Embassy Buenos Aires
Office: 54 11 5777 (b)(6);(b)(7)(C)
Cell: 54 911 259

(b)(6);(b)(7)(C)

From: (b)(6);(b)(7)(C)
Sent: Wednesday, May 16, 2018 1:05 PM
To: (b)(6);(b)(7)(C)
Cc:
Subject: FW: Press Inquiry Regarding Argentina Summons

Hi (b)(6);(b)(7)(C) re the Boston reporters questions re a DHS/ICE issue in 2014:

We searched our records and we do not have any info about press guidance issued at that time. A La Nacion article from 2014, excerpted below, notes that the Embassy confirmed that we did receive the request from ARG DoJ and decided not to proceed. But I can not confirm whether someone from the Embassy actually commented to La Nacion at that time.

(b)(6);(b)(7)(C)

From: (b)(6);(b)(7)(C)

Sent: Wednesday, May 16, 2018 12:42 PM

To: (b)(6);(b)(7)(C)

Subject: FW: Press Inquiry Regarding Argentina Summons

In the press articles, the US Embassy in Argentina is mentioned in 2 occasions:

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.....
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Official
UNCLASSIFIED

From: (b)(6);(b)(7)(C)
Sent: Wednesday, May 16, 2018 10:41 AM
To: (b)(6);(b)(7)(C)
Cc:
Subject: Press Inquiry Regarding Argentina Summons

Hello State friends,

Wondering if this inquiry has made its way to you all, and if you have or plan to provide any response on this. If so, I was hoping we might be able to coordinate our replies.

Obviously we've both had a lot of turnover in staff since the events in question, but my understanding from folks currently at post was that State had a response to this at the time, and I was hoping we might be able to use that again so as to not reinvent the wheel.

Some background attached and below for context:

<https://www.lanacion.com.ar/1709242-silvana-giudici-pide-que-se-investigue-si-hay-redes-de-persecucion-politica-en-el-caso-de-los-tuiteros-que-apoyaron-a-campagnoli>

<https://www.lanacion.com.ar/1708169-gobierno-pedido-twitter-estados-unidos-campagnoli>

Thank you,

(b)(6);(b)(7)(C)

Public Affairs Officer/Spokesperson
U.S. Immigration and Customs Enforcement (ICE)

From: Shawn Musgrave [mailto:shawnmusgrave@gmail.com]
Sent: Wednesday, May 09, 2018 6:46 PM
To: (b)(6);(b)(7)(C)
(b)(6);(b)(7)(C)
Subject: MEDIA INQUIRY: 1509 summons by HSI special agent Vanatta (2014)

Hello -

I'm a Boston-based reporter writing for The Intercept. I am not currently on deadline.

Attached are materials related to a 1509 summonses (also called DHS Form 3115) issued to Twitter in 2014 by a HSI special agent, (b)(6);(b)(7)(C) who was posted at the Buenos Aires embassy at the time. Per the attached, the summons was signed by Assistant Attaché (b)(6);(b)(7)(C) on the authority of (b)(6);(b)(7)(C) c'd).

I would like the context and overall timeline regarding this summons, particularly since it was covered by the Argentina media at the time as an attempt by a prosecutor to target supporters of a political opponent. It remains unclear to me whether Twitter complied with the summons, but several of the targeted accounts were notified by Twitter.

My basic question: why would the U.S. embassy or its attachés authorize a summons like this?

Best,
Shawn Musgrave
520-820-6615

From: (b)(6);(b)(7)(C)
Sent: 23 May 2018 16:10:52 +0000
To: (b)(6);(b)(7)(C)
Subject: RE: Quick call at 10am EST on 1509 Summons Inquiry

Short and to the point. This is the statement we are going to run by the HSI FO:

(b)(5)

From: (b)(6);(b)(7)(C)
Sent: Tuesday, May 22, 2018 10:30 PM
To: (b)(6);(b)(7)(C)
Subject: RE: Quick call at 10am EST on 1509 Summons Inquiry

How did this call go?

Sent with BlackBerry Work
(www.blackberry.com)

From: (b)(6);(b)(7)(C)
Date: Tuesday, 22 May 2018, 10:39 PM
To: (b)(6);(b)(7)(C)
Subject: Quick call at 10am EST on 1509 Summons Inquiry

FYI gentlemen, sorry for the short notice, but we are going to hop on the line at 10 to discuss the response to the inquiry on 1509 summons. No worries if you cannot join, I can provide a readout/revised statement if not.

Thank you,

(b)(6);(b)(7)(C)

Call-in Info

877-691-(b)(7)(E)

Passcode

From: (b)(6);(b)(7)(C)
Sent: Tuesday, May 22, 2018 8:55 AM

To: (b)(6);(b)(7)(C)

(b)(6);(b)(7)(C)

Cc: (b)(6);(b)(7)(C)

Subject: RE: 1509 summons to Twitter in 2014

CLS does. 877-691-(b)(7)(E) Passcode (b)(7)(E)

(b)(6);(b)(7)(C)

Deputy Chief
Criminal Law Section
Homeland Security Investigations Law Division
Office of the Principal Legal Advisor
U.S. Immigration and Customs Enforcement
202-732-(b)(6);(b)(7)(C) (Desk)
202-536-(b)(7)(C) (Cell)

*** Warning *** Attorney/Client Privilege *** Attorney Work Product ***

This communication and any attachments may contain confidential and/or sensitive attorney/client privileged information or attorney work product and/or law enforcement sensitive information. It is not for release, review, retransmission, dissemination, or use by anyone other than the intended recipient. Please notify the sender if this email has been misdirected and immediately destroy all originals and copies. Furthermore do not print, copy, re-transmit, disseminate, or otherwise use this information. Any disclosure of this communication or its attachments must be approved by the Office of the Principal Legal Advisor, U.S. Immigration and Customs Enforcement. This document is for INTERNAL GOVERNMENT USE ONLY and may be exempt from disclosure under the Freedom of Information Act, 5 USC §§ 552(b)(5), (b)(7).

From: (b)(6);(b)(7)(C)

Sent: Tuesday, May 22, 2018 8:50 AM

To: (b)(6);(b)(7)(C)

(b)(6);(b)(7)(C)

Cc: (b)(6);(b)(7)(C)

Subject: RE: 1509 summons to Twitter in 2014

Do you all have a conference line we could use? OPA's is tied up at that time.

From: (b)(6);(b)(7)(C)

Sent: Tuesday, May 22, 2018 8:10 AM

To: (b)(6);(b)(7)(C)

(b)(6);(b)(7)(C)

Cc: (b)(6);(b)(7)(C)

Subject: RE: 1509 summons to Twitter in 2014

10-11 works for CLS.

(b)(6);(b)(7)(C)

Deputy Chief
Criminal Law Section
Homeland Security Investigations Law Division
Office of the Principal Legal Advisor
U.S. Immigration and Customs Enforcement
202-732- (b)(6);(b)(7)(C) (Desk)
202-536- (b)(6);(b)(7)(C) (Cell)

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From: (b)(6);(b)(7)(C)
Sent: Tuesday, May 22, 2018 8:09 AM
To: (b)(6);(b)(7)(C)
Cc:
Subject: RE: 1509 summons to Twitter in 2014

I'm available this morning also.

Sent with BlackBerry Work
(www.blackberry.com)

From: (b)(6);(b)(7)(C)
Date: Tuesday, May 22, 2018, 8:05 AM
To: (b)(6);(b)(7)(C)
Cc:
Subject: RE: 1509 summons to Twitter in 2014

I'm free from 9am-1130am, so any time in there works.

(b)(6);(b)(7)(C) who from HSI should we include? (b)(6);(b)(7)(C) anyone else?

Thanks,

(b)(6);(b)(7)(C)
Public Affairs Officer/Spokesperson
U.S. Immigration and Customs Enforcement (ICE)
202-64- (b)(6);(b)(7)(C) cell)

From: (b)(6);(b)(7)(C)

Sent: Tuesday, May 22, 2018 8:04 AM

To: (b)(6);(b)(7)(C)

(b)(6);(b)(7)(C)

Cc: (b)(6);(b)(7)(C)

Subject: RE: 1509 summons to Twitter in 2014

Adding (b)(6);(b)(7)(C) Let us know when is a good time for a call and whether we need to include anyone else from HSI.

(b)(6);(b)(7)(C)

Deputy Chief

Criminal Law Section

Homeland Security Investigations Law Division

Office of the Principal Legal Advisor

U.S. Immigration and Customs Enforcement

202-732 (b)(6);(b)(7)(C) Desk)

202-536 (b)(6);(b)(7)(C) Cell)

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From: (b)(6);(b)(7)(C)

Sent: Monday, May 21, 2018 5:49 PM

To: (b)(6);(b)(7)(C)

Cc:

Subject: RE: 1509 summons to Twitter in 2014

I agree.

Sent with BlackBerry Work

(www.blackberry.com)

From: (b)(6);(b)(7)(C)

Date: Monday, May 21, 2018, 5:47 PM

To: (b)(6);(b)(7)(C)

Cc: (b)(6);(b)(7)(C)

Subject: RE: 1509 summons to Twitter in 2014

(b)(5)

From: (b)(6);(b)(7)(C)

Date: Monday, May 21, 2018, 5:37 PM

To: (b)(6);(b)(7)(C)

Cc:

Subject: RE: 1509 summons to Twitter in 2014

Oh yes. He's looking for anything.

The Buenos Aires case is straight forward and the request was even canceled.

Sent with BlackBerry Work

(www.blackberry.com)

From: (b)(6);(b)(7)(C)

Date: Monday, May 21, 2018, 5:31 PM

To: (b)(6);(b)(7)(C)

Cc:

Subject: RE: 1509 summons to Twitter in 2014

This guy is special. I told him to back off (again) Hopefully we will have something for him after tomorrow.

From: (b)(6);(b)(7)(C)

Date: Monday, May 21, 2018, 5:27 PM

To: (b)(6);(b)(7)(C)

Cc:

Subject: FW: 1509 summons to Twitter in 2014

FYI - Just received this.

I haven't responded to nor plan to answer.

Sent with BlackBerry Work

(www.blackberry.com)

From: Shawn Musgrave <shawnmusgrave@gmail.com>

Date: Monday, May 21, 2018, 5:19 PM

To: (b)(6);(b)(7)(C)

Subject: Re: 1509 summons to Twitter in 2014

Hi again, Mr. (b)(6);(b)(7)(C)

I'm still very interested in discussing this customs summons with you. If you get a chance, please give me a call at 5208206615, or shoot me an email.

Best,
Shawn

On Wed, May 9, 2018 at 5:53 PM, Shawn Musgrave <shawnmusgrave@gmail.com> wrote:

Mr. (b)(6);(b)(7)(C)

I'm a reporter based in Boston. I'm writing with questions about a 1509 summons (attached) you sent to Twitter in 2014 in your capacity as a HSI special agent.

Can you tell me about the context for this summons, and why you requested authorization from Mr.

(b)(6);(b)(7)(C) and Mr. (b)(6);(b)(7)(C) to send it to Twitter?

Thank you,
Shawn Musgrave
520-820-6615

From: (b)(6);(b)(7)(C)
Sent: 15 May 2018 13:18:55 -0400
To: (b)(6);(b)(7)(C)
Cc:
Subject: RE: Reporter reached out to HSI Buenos Aires for information

(b)(6);(b)(7)(C)
(Consolidating multiple emails to get everyone onto one string.)

(b)(6);(b)(7)(C)
I spoke to (b)(6);(b)(7)(C) on this and his recollection is that there were media inquiries from the US back in 2014, but that no story ever came of it. At the time, the office worked with the Embassy PAO to develop a statement in case it was needed, and (b)(6);(b)(7)(C) recalls it being general in nature, similar to what I drafted in the below message. Similar to our office, the Embassy PAO would have had a complete turnover since 2014 and there does not seem to be any historic knowledge there of the original dustup over this.

(b)(6);(b)(7)(C)
Regional Attaché, Southern Cone of the Americas
Department of Homeland Security
Homeland Security Investigations (HSI)
U.S. Embassy Buenos Aires
Office: 54 11 5777 (b)(6);(b)(7)(C)
Cell: 54 911 259 (b)(6);(b)(7)(C)

(b)(6);(b)(7)(C)

From: (b)(6);(b)(7)(C)
Sent: Tuesday, May 15, 2018 1:07 PM
To: (b)(6);(b)(7)(C)
Cc:
Subject: RE: Reporter reached out to HSI Buenos Aires for information

(b)(6);(b)(7)(C)
I don't have much of the background since it predates my arrival by about two years, so I'm relying on what (b)(6);(b)(7)(C) recalls. (b)(6);(b)(7)(C) may have more to add (b)(5)

(b)(5)

(b)(6);(b)(7)(C);(b)(5)

(b)(6);(b)(7)(C)

From: (b)(6);(b)(7)(C)

Date: Tuesday, May 15, 2018, 12:49 PM

To: (b)(6);(b)(7)(C)

Cc:

(b)(6);(b)(7)(C)

Subject: RE: Reporter reached out to HSI Buenos Aires for information

I think that's way above my pay grade, I know I don't have anything to say LOL. copying (b)(6);(b)(7)(C) on this but I'm sure any statement would have to be coordinated with him and HQ.

Sent with BlackBerry Work
(www.blackberry.com)

From: (b)(6);(b)(7)(C)

Date: Tuesday, May 15, 2018, 12:44 PM

To: (b)(6);(b)(7)(C)

Cc:

Subject: RE: Reporter reached out to HSI Buenos Aires for information

Hey guys,

Looks like the reporter cast a wide net on this one. (b)(6);(b)(7)(C) thanks for the background you provided on this. (b)(6);(b)(7)(C) anything we can say publicly here?

Thank you both,

(b)(6);(b)(7)(C)

From: (b)(6);(b)(7)(C)

Sent: Thursday, May 10, 2018 4:27 PM

To: (b)(6);(b)(7)(C) ICEMedia <ICEMedia@ice.dhs.gov>

Subject: RE: Reporter reached out to HSI Buenos Aires for information

Thanks (b)(6);(b)(7)(C) we got it.

From: (b)(6);(b)(7)(C)

Sent: Thursday, May 10, 2018 4:19 PM

To: ICEMedia <ICEMedia@ice.dhs.gov>

Subject: FW: Reporter reached out to HSI Buenos Aires for information

ICE Media,

We are passing this reporter inquiry to you as an FYI. A reporter reached out to HSI Buenos Aires and HSI Buenos Aires referred them back to you. Since we don't know if the reporter will actually contact you, we wanted to provide a heads up just in case.

Regards,

(b)(6);(b)(7)(C)
From: (b)(6);(b)(7)(C)
Date: Thursday, May 10, 2018, 2:15 PM
To: (b)(6);(b)(7)(C)
Cc: (b)(6);(b)(7)(C)
Subject: RE: Reporter reached out to HSI Buenos Aires for information

Please see reporter's response attached. I instructed (b)(6);(b)(7)(C) to not reply or communicate with reporter anymore.

Thanks,

(b)(6);(b)(7)(C)
Assistant Attache Buenos Aires
Southern Cone of the Americas
Homeland Security Investigations
U.S. Embassy Buenos Aires
+54 11 5777 (b)(6);(b)(7)(C) W
+54 911 339 (b)(6);(b)(7)(C) C
(b)(6);(b)(7)(C)

From: (b)(6);(b)(7)(C)
Sent: Thursday, May 10, 2018 12:24 PM
To: (b)(6);(b)(7)(C)
Cc: (b)(6);(b)(7)(C)
Subject: RE: Reporter reached out to HSI Buenos Aires for information

Thank you very much

From: (b)(6);(b)(7)(C)
Date: Thursday, May 10, 2018, 11:09 AM
To: (b)(6);(b)(7)(C)
Cc: (b)(6);(b)(7)(C)
Subject: Reporter reached out to HSI Buenos Aires for information

Hello (b)(6);(b)(7)(C)

Just wanted to give you a heads up that FSN (b)(6);(b)(7)(C) received an email from a Boston-based reporter for "The Intercept" requesting information related to a Subpoena that was issued by this office back in 2014. We told (b)(6);(b)(7)(C) to direct reporter to send a media inquiry to ICEMedia@ice.dhs.gov.

(b)(6);(b)(7)(C) gave me a quick brief on this situation and this was all handled and addressed back in 2014.

We just wanted to give you all a heads up since we referred him to the OPA and will probably come down the pipe to you all.

Thanks,

(b)(6);(b)(7)(C)

Assistant Attache Buenos Aires
Southern Cone of the Americas
Homeland Security Investigations
U.S. Embassy Buenos Aires

+54 11 5777 (b)(6);(b)(7)(C) W
+54 911 339 (b)(6);(b)(7)(C) - C

(b)(6);(b)(7)(C)

From: (b)(6);(b)(7)(C)
Sent: 10 May 2018 16:04:36 -0400
To: (b)(6);(b)(7)(C)
Cc:
Subject: RE: Reporter reached out to HSI Buenos Aires for information
Attachments: RE: MEDIA INQUIRY: 1509 summons by HSI special agent (b)(6);(b)(7)(C) 2014)

The reporter wrote to OPA inbox and (b)(6);(b)(7)(C) replied, please see attached email.

(b)(6);(b)(7)(C)

Assistant Attache Buenos Aires
Southern Cone of the Americas
Homeland Security Investigations
U.S. Embassy Buenos Aires
+54 11 5777 (b)(6);(b)(7)(C) W
+54 911 339 (b)(6);(b)(7)(C) C

(b)(6);(b)(7)(C)

From: (b)(6);(b)(7)(C)
Sent: Thursday, May 10, 2018 3:25 PM
To: (b)(6);(b)(7)(C)
Cc:
Subject: RE: Reporter reached out to HSI Buenos Aires for information

Does OPA know about this?

From: (b)(6);(b)(7)(C)
Date: Thursday, May 10, 2018, 2:15 PM
To: (b)(6);(b)(7)(C)
Cc:
Subject: RE: Reporter reached out to HSI Buenos Aires for information

Please see reporter's response attached. I instructed (b)(6);(b)(7)(C) to not reply or communicate with reporter anymore.

Thanks,

(b)(6);(b)(7)(C)

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Southern Cone of the Americas
Homeland Security Investigations
U.S. Embassy Buenos Aires
+54 11 5777 (b)(6);(b)(7)(C) W
+54 911 339 (b)(6);(b)(7)(C) C

(b)(6);(b)(7)(C)

From: (b)(6);(b)(7)(C)
Sent: Thursday, May 10, 2018 12:24 PM
To: (b)(6);(b)(7)(C)
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Date: Thursday, May 10, 2018, 11:09 AM
To: (b)(6);(b)(7)(C)
Cc:
Subject: Reporter reached out to HSI Buenos Aires for information

Hello (b)(6);(b)(7)(C)

Just wanted to give you a heads up that FSN (b)(6);(b)(7)(C) received an email from a Boston-based reporter for "The Intercept" requesting information related to a Subpoena that was issued by this office back in 2014. We told (b)(6);(b)(7)(C) to direct reporter to send a media inquiry to ICEMedia@ice.dhs.gov. (b)(6);(b)(7)(C) gave me a quick brief on this situation and this was all handled and addressed back in 2014.

We just wanted to give you all a heads up since we referred him to the OPA and will probably come down the pipe to you all.

Thanks,

(b)(6);(b)(7)(C)

Assistant Attache Buenos Aires
Southern Cone of the Americas
Homeland Security Investigations
U.S. Embassy Buenos Aires
+54 11 5777 (b)(6);(b)(7)(C) W
+54 911 339 (b)(6);(b)(7)(C) C
(b)(6);(b)(7)(C)

From: (b)(6);(b)(7)(C)
Sent: 10 May 2018 15:47:08 -0400
To: (b)(6);(b)(7)(C)
Cc:
Subject: RE: MEDIA INQUIRY: 1509 summons by HSI special agent (b)(6);(b)(7)(C) (2014)

(b)(6);(b)(7)(C)

Thanks so much.

Regards



(b)(6);(b)(7)(C)

FSN Criminal Investigator
Department of Homeland Security
HSI Attaché Office
Southern Cone of the Americas
American Embassy Buenos Aires

Voice: 54-11-5777 (b)(6);(b)(7)(C) 54-11-5777 (b)(6);(b)(7)(C)
Fax: 54-11-5777-4489
Cell: 54-9-11-5123 (b)(6);(b)(7)(C)

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From: (b)(6);(b)(7)(C)
Sent: Thursday, May 10, 2018 4:40 PM
To: (b)(6);(b)(7)(C)
Subject: RE: MEDIA INQUIRY: 1509 summons by HSI special agent (b)(6);(b)(7)(C) (2014)

That's for this, (b)(6);(b)(7)(C) We got it. I've given OIA here at HQ a heads up.

(b)(6);(b)(7)(C)

Public Affairs Officer/Spokesperson
U.S. Immigration and Customs Enforcement (ICE)
202-732-7(C) desk)
202-641-7(C) cell)

From: Shawn Musgrave [mailto:shawnmusgrave@gmail.com]
Sent: Thursday, May 10, 2018 3:11 PM
To: ICEMedia <ICEMedia@ice.dhs.gov>
Subject: Fwd: MEDIA INQUIRY: 1509 summons by HSI special agent (b)(6);(b)(7)(C) (2014)

Hello -

Mr. (b)(6);(b)(7)(C) has asked that I direct inquiries regarding his involvement in this 1509 summons from 2014 to this inbox. Please confirm receipt of this and my email from yesterday on this topic.

I am not currently on deadline, and will be writing about this for The Intercept.

Best,
Shawn

----- Forwarded message -----

From: (b)(6);(b)(7)(C)
Date: Thu, May 10, 2018 at 11:22 AM
Subject: RE: MEDIA INQUIRY: 1509 summons by HSI special agent (b)(6);(b)(7)(C) (2014)
To: Shawn Musgrave <shawnmusgrave@gmail.com>

All media inquiries should be directed to ICEMedia@ice.dhs.gov

Thanks,



(b)(6);(b)(7)(C)

FSN Criminal Investigator
Department of Homeland Security
HSI Attaché Office
Southern Cone of the Americas
American Embassy Buenos Aires

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~~notified that any dissemination, distribution or copying of this communication is strictly prohibited. If you have received this communication in error, please notify the sender at telephone number (+54 9 11) 5123-9234, and immediately delete this message and all its attachments.~~

From: Shawn Musgrave [mailto:shawnmusgrave@gmail.com]

Sent: Wednesday, May 09, 2018 6:46 PM

To: Buenosairespress@state.gov (b)(6);(b)(7)(C)

(b)(6);(b)(7)(C)

Subject: MEDIA INQUIRY: 1509 summons by HSI special agent (b)(6);(b)(7)(C) (2014)

Hello -

I'm a Boston-based reporter writing for The Intercept. I am not currently on deadline.

Attached are materials related to a 1509 summonses (also called DHS Form 3115) issued to Twitter in 2014 by a HSI special agent, (b)(6);(b)(7)(C) who was posted at the Buenos Aires embassy at the time.

Per the attached, the summons was signed by Assistant Attaché (b)(6);(b)(7)(C) on the authority of

(b)(6);(b)(7)(C) (cc'd).

I would like the context and overall timeline regarding this summons, particularly since it was covered by the Argentina media at the time as an attempt by a prosecutor to target supporters of a political opponent. It remains unclear to me whether Twitter complied with the summons, but several of the targeted accounts were notified by Twitter.

My basic question: why would the U.S. embassy or its attachés authorize a summons like this?

Best,
Shawn Musgrave
520-820-6615

From:

(b)(6);(b)(7)(C)

Sent:

15 May 2018 17:18:54 +0000

To:

(b)(6);(b)(7)(C)

Cc:

Subject:

RE: Reporter reached out to HSI Buenos Aires for information

(b)(6);(b)(7)(C) (Consolidating multiple emails to get everyone onto one string.)

(b)(6);(b)(7)(C)

I spoke to (b)(6);(b)(7)(C) on this and his recollection is that there were media inquiries from the US back in 2014, but that no story ever came of it. At the time, the office worked with the Embassy PAO to develop a statement in case it was needed, and (b)(6);(b)(7)(C) recalls it being general in nature, similar to what I drafted in the below message. Similar to our office, the Embassy PAO would have had a complete turnover since 2014 and there does not seem to be any historic knowledge there of the original dustup over this.

(b)(6);(b)(7)(C)

Regional Attaché, Southern Cone of the Americas
Department of Homeland Security
Homeland Security Investigations (HSI)
U.S. Embassy Buenos Aires
Office: 54 11 5777 (b)(6);(b)(7)(C)
Cell: 54 911 259 (b)(6);(b)(7)(C)

(b)(6);(b)(7)(C)

From: (b)(6);(b)(7)(C)

Sent: Tuesday, May 15, 2018 1:07 PM

To: (b)(6);(b)(7)(C)

Cc:

Subject: RE: Reporter reached out to HSI Buenos Aires for information

(b)(6);(b)(7)(C)

I don't have much of the background since it predates my arrival by about two years, so I'm relying on what (b)(6);(b)(7)(C) recalls (b)(6);(b)(7)(C) may have more to add. (b)(5)

(b)(5)

(b)(6);(b)(7)(C);(b)(5)

(b)(6);(b)(7)(C)

From: (b)(6);(b)(7)(C)

Date: Tuesday, May 15, 2018, 12:49 PM

To: (b)(6);(b)(7)(C)

Cc:

(b)(6);(b)(7)(C)

Subject: RE: Reporter reached out to HSI Buenos Aires for information

I think that's way above my pay grade, I know I don't have anything to say LOL. copying (b)(6);(b)(7)(C)
on this but I'm sure any statement would have to be coordinated with him and HQ.

Sent with BlackBerry Work
(www.blackberry.com)

From: (b)(6);(b)(7)(C)

Date: Tuesday, May 15, 2018, 12:44 PM

To: (b)(6);(b)(7)(C)

Cc:

Subject: RE: Reporter reached out to HSI Buenos Aires for information

Hey guys,

Looks like the reporter cast a wide net on this one. (b)(6);(b)(7)(C) thanks for the background you provided on this. (b)(6);(b)(7)(C) anything we can say publicly here?

Thank you both,

(b)(6);(b)(7)(C)

From: (b)(6);(b)(7)(C)

Sent: Thursday, May 10, 2018 4:27 PM

To: (b)(6);(b)(7)(C) ICEMedia <ICEMedia@ice.dhs.gov>

Subject: RE: Reporter reached out to HSI Buenos Aires for information

Thanks (b)(6);(b)(7)(C) we got it.

From: (b)(6);(b)(7)(C)

Sent: Thursday, May 10, 2018 4:19 PM

To: ICEMedia <ICEMedia@ice.dhs.gov>

Subject: FW: Reporter reached out to HSI Buenos Aires for information

ICE Media,

We are passing this reporter inquiry to you as an FYI. A reporter reached out to HSI Buenos Aires and HSI Buenos Aires referred them back to you. Since we don't know if the reporter will actually contact you, we wanted to provide a heads up just in case.

Regards,

(b)(6);(b)(7)(C)
From: (b)(6);(b)(7)(C)
Date: Thursday, May 10, 2018, 2:15 PM
To: (b)(6);(b)(7)(C)
Cc: [Redacted]
Subject: RE: Reporter reached out to HSI Buenos Aires for information

Please see reporter's response attached. I instructed (b)(6);(b)(7)(C) to not reply or communicate with reporter anymore.

Thanks,

(b)(6);(b)(7)(C)
Assistant Attache Buenos Aires
Southern Cone of the Americas
Homeland Security Investigations
U.S. Embassy Buenos Aires
+54 11 5777 (b)(6);(b)(7)(C) W
+54 911 339 (b)(6);(b)(7)(C) - C

(b)(6);(b)(7)(C)

From: (b)(6);(b)(7)(C)
Sent: Thursday, May 10, 2018 12:24 PM
To: (b)(6);(b)(7)(C)
Cc: [Redacted]
Subject: RE: Reporter reached out to HSI Buenos Aires for information

Thank you very much

From: (b)(6);(b)(7)(C)
Date: Thursday, May 10, 2018, 11:09 AM
To: (b)(6);(b)(7)(C)
Cc: [Redacted]
Subject: Reporter reached out to HSI Buenos Aires for information

Hello (b)(6);(b)(7)(C)

Just wanted to give you a heads up that FSNi (b)(6);(b)(7)(C) received an email from a Boston-based reporter for "The Intercept" requesting information related to a Subpoena that was issued by this office back in 2014. We told (b)(6);(b)(7)(C) to direct reporter to send a media inquiry to ICEMedia@ice.dhs.gov.

(b)(6);(b)(7)(C) gave me a quick brief on this situation and this was all handled and addressed back in 2014.

We just wanted to give you all a heads up since we referred him to the OPA and will probably come down the pipe to you all.

Thanks,

(b)(6);(b)(7)(C)

Assistant Attache Buenos Aires
Southern Cone of the Americas
Homeland Security Investigations
U.S. Embassy Buenos Aires

+54 11 5777 (b)(6);(b)(7)(C) W

+54 911 339 C

(b)(6);(b)(7)(C)

From: (b)(6);(b)(7)(C)
Sent: 10 May 2018 13:39:27 -0400
To: (b)(6);(b)(7)(C)
Cc:
Subject: FW: MEDIA INQUIRY: 1509 summons by HSI special agent (b)(6);(b)(7)(C) 2014)
Attachments: image001.jpg

FYI.

See what the reporter said



(b)(6);(b)(7)(C)
FSN Criminal Investigator
Department of Homeland Security
HSI Attaché Office
Southern Cone of the Americas
American Embassy Buenos Aires

Voice: 54-11-5777 (b)(6);(b)(7)(C) 54-11-5777 (b)(6);(b)(7)(C)
Fax: 54-11-5777-4489
Cell: 54-9-11-5123 (b)(6);(b)(7)(C)

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From: Shawn Musgrave [mailto:shawnmusgrave@gmail.com]
Sent: Thursday, May 10, 2018 1:03 PM
To: (b)(6);(b)(7)(C)
Subject: Re: MEDIA INQUIRY: 1509 summons by HSI special agent (b)(6);(b)(7)(C) 2014)

Thanks, Mr. (b)(6);(b)(7)(C)

I've sent a message to ICE communications/media office and gotten no response, so I've reached out to the individuals who seemed to have authorized this summons back in 2014. Any information or

clarification you can provide would be very useful, particularly if you did not, in fact, authorize this summons.

Best,
Shawn

On Thu, May 10, 2018, 11:22 AM Di Fresco, Marcelo O (FSN)

(b)(6);(b)(7)(C) wrote:

All media inquiries should be directed to ICEMedia@ice.dhs.gov

Thanks,



(b)(6);(b)(7)(C)

FSN Criminal Investigator
Department of Homeland Security
HSI Attaché Office
Southern Cone of the Americas
American Embassy Buenos Aires

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From: Shawn Musgrave [mailto:shawnmusgrave@gmail.com]

Sent: Wednesday, May 09, 2018 6:46 PM

To: (b)(6);(b)(7)(C)

(b)(6);(b)(7)(C)

Subject: MEDIA INQUIRY: 1509 summons by HSI special agent (b)(6);(b)(7)(C) (2014)

Hello -

I'm a Boston-based reporter writing for The Intercept. I am not currently on deadline.

Attached are materials related to a 1509 summonses (also called DHS Form 3115) issued to Twitter in

2014 by a HSI special agent, (b)(6);(b)(7)(C) who was posted at the Buenos Aires embassy at the time. Per the attached, the summons was signed by Assistant Attaché (b)(6);(b)(7)(C) on the authority of (b)(6);(b)(7)(C) (cc'd).

I would like the context and overall timeline regarding this summons, particularly since it was covered by the Argentina media at the time as an attempt by a prosecutor to target supporters of a political opponent. It remains unclear to me whether Twitter complied with the summons, but several of the targeted accounts were notified by Twitter.

My basic question: why would the U.S. embassy or its attachés authorize a summons like this?

Best,
Shawn Musgrave
520-820-6615



From: (b)(6);(b)(7)(C)
Sent: 20 May 2018 22:45:51 -0400
To: (b)(6);(b)(7)(C)
Cc: (b)(6);(b)(7)(C)
Subject: RE: The Intercept Inquiry on 1509 Summons

(b)(6);(b)(7)(C)

(b)(5)

Let me know if you need more from me.

Regards,

(b)(6);(b)(7)(C)

Homeland Security Investigations
Deputy Attache Korea/Japan
U.S. Embassy Seoul

(b)(6);(b)(7)(C)

+82-10-5280 (b)(6);(b)(7)(C)

From: (b)(6);(b)(7)(C)

Sent: Friday, May 18, 2018 11:42 PM

To: (b)(6);(b)(7)(C)

(b)(6);(b)(7)(C)

Subject: RE: The Intercept Inquiry on 1509 Summons

Thanks again everyone. Would a response like this work?

(b)(5)

(b)(5)

Thanks,

(b)(6);(b)(7)(C)

From: (b)(6);(b)(7)(C)

Sent: Thursday, May 17, 2018 11:09 AM

To: (b)(6);(b)(7)(C)

(b)(6);(b)(7)(C)

Subject: RE: The Intercept Inquiry on 1509 Summons

All,

(b)(5)

looping in our POCs (b)(6);(b)(7)(C) on this chain as well. We will review the articles and can join a call.

(b)(5)

(b)(5)

(b)(6);(b)(7)(C)

Deputy Chief
Criminal Law Section
Homeland Security Investigations Law Division
Office of the Principal Legal Advisor
U.S. Immigration and Customs Enforcement
202-732- (b)(6);(b)(7)(C) (Desk)
202-536- (b)(6);(b)(7)(C) (Cell)

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From: (b)(6);(b)(7)(C)

Sent: Thursday, May 17, 2018 10:59 AM

To: (b)(6);(b)(7)(C)

(b)(6);(b)(7)(C)

Cc: (b)(6);(b)(7)(C)

(b)(6);(b)(7)(C)

(b)(6);(b)(7)(C)

Subject: The Intercept Inquiry on 1509 Summons

Good morning everyone,

Combining several chains here so we can coordinate a response, and perhaps set up a call if that is easier.

As you all know, I received an inquiry from Shawn Musgrave from The Intercept Wednesday of last week regarding the 1509 summonses related to the two cases referenced in the attached documents.

This inquiry came in response to Musgrave's [article](#) on CBP's attempt to unmask the @ALT_USCIS Twitter account using a 1509 summons. From that article:

“In phone calls and emails with Hoffman, Twitter’s attorneys pointed out that the underlying legal authority for this “1509 summons” — which is named for the authorizing law — pertains solely to records about imported merchandise.”

Also from that article:

“Such discussions hint, of course, at potentially wider misuse of summonses, not only by CBP, but also by ICE and other agencies as well.”

The article also references the following DHS OIG report on CBP’s use of Summons Authority:
<https://www.oig.dhs.gov/sites/default/files/assets/Mga/2017/oig-18-18-nov17.pdf>

(b)(5)

Has HSI ever said anything publicly or in publicly available documents regarding its use of 1509 summons, and how these might pertain to Twitter accounts or other social media or technology based in the United States and utilized overseas?

I’m copying (b)(6);(b)(7)(C) here, as we had worked together some time ago regarding our coordination with Russian law enforcement on investigations, and how HSI vets requests for assistance by foreign law enforcement to ensure our role is limited to thoroughly vetted and legitimate criminal investigations.

Thank you,

(b)(6);(b)(7)(C)

Public Affairs Officer/Spokesperson
U.S. Immigration and Customs Enforcement (ICE)

From:

(b)(6);(b)(7)(C)

Sent:

17 May 2018 23:33:05 -0400

To:

(b)(6);(b)(7)(C)

Cc:

(b)(6);(b)(7)(C)

Subject:

RE: The Intercept Inquiry on 1509 Summons

Attachments:

Soranet Summary.docx

All,

Attached is a brief summary of our case. The subpoena mentioned in this article was the one listed on January 21st. Our matter lasted for some time until it was decided during the summer of 2016 to pull the request ending the lawsuit. (b)(5)

(b)(5)

(b)(5)

I've copied (b)(6);(b)(7)(C) who was involved with my issue.

If we are going to hold a call just let me know when, with a reminder I am 13 hours ahead of you folks.

(b)(6);(b)(7)(C) will actually be in the US next week and might be able to meet up with anyone interested as well.

Regards,

(b)(6);(b)(7)(C)

Homeland Security Investigations
Deputy Attache Korea/Japan
U.S. Embassy Seoul

(b)(6);(b)(7)(C)

+82-10-5280-(b)(6);(b)(7)(C)

From: (b)(6);(b)(7)(C)

Sent: Friday, May 18, 2018 1:08 AM

To: (b)(6);(b)(7)(C)

Cc:

(b)(6);(b)(7)(C)

Subject: RE: The Intercept Inquiry on 1509 Summons

Hello (b)(6);(b)(7)(C)

I found this timeline to post in an old email regarding the Twitter incident in Buenos Aires.

Thanks,

(b)(6);(b)(7)(C)

HSI Buenos Aires is involved in a large array of investigations in Buenos Aires Argentina. In recent history specifically after the agreement between NCMEC and the Cuerpo de Investigaciones Judiciales (CIJ) in Buenos Aires to share CyberTipline reports in an expedited and direct manner there has been a large spike in request for assistance for IP logs and basic information on accounts such as Facebook,

Microsoft, Twitter, Yahoo, Etc.

This Fiscal year we continue to get several request from the CIJ, Policia Federal Argentina (PFA), Unidad Fiscal para la Investigación de Delitos contra la Integridad Sexual y Prostitución Infantil (UFI), Provincial Police forces and also have received several request from Uruguay Interpol ,and from the Brigada Investigadora CiberCrimen Metropolitana in Santiago, Chile.

(b)(7)(E)



In conclusion, the U.S. Embassy will not comment to the press on this because it is not their policy to comment on law enforcement matters unless absolutely necessary. They are monitoring the situation and will advise HSI if this turns out to be a situation where a comment would be required or necessary. If it does, HSI Buenos Aires will coordinate with the Desk and loop in our press officers in Headquarters. Right now it does not appear to be. Below is the link to the article which contains a copy of the initial summons request by HSI Buenos Aires.

From: (b)(6);(b)(7)(C)
Sent: Thursday, May 17, 2018 10:59 AM
To: (b)(6);(b)(7)(C)
(b)(6);(b)(7)(C)
Cc: (b)(6);(b)(7)(C)
(b)(6);(b)(7)(C)
Subject: The Intercept Inquiry on 1509 Summons

Good morning everyone,

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<https://www.oig.dhs.gov/sites/default/files/assets/Mga/2017/oig-18-18-nov17.pdf>

(b)(5)

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I'm copying (b)(6);(b)(7)(C) here, as we had worked together some time ago regarding our coordination with Russian law enforcement on investigations, and how HSI vets requests for assistance by foreign law enforcement to ensure our role is limited to thoroughly vetted and legitimate criminal investigations.

Thank you,

(b)(6);(b)(7)(C)

Public Affairs Officer/Spokesperson
U.S. Immigration and Customs Enforcement (ICE)

(b)(7)(E)

(b)(6);(b)(7)(C);(b)(7)(E)

From: (b)(6);(b)(7)(C)
Sent: 21 May 2018 12:43:59 +0000
To: (b)(6);(b)(7)(C)
Cc: (b)(6);(b)(7)(C)
Subject: RE: The Intercept Inquiry on 1509 Summons

Good morning,

(b)(5)

<https://theintercept.com/2018/03/26/facebook-data-ice-immigration/>

“Because of errors inserted during editing, the original version of this article contained the mistaken assertion that ICE used private Facebook data to track unauthorized immigrants. The story has been corrected. See below for full correction.”

Correction: March 26, 2017

Due to errors by editor Ryan Grim, this story and its headline originally reported that the investigation referred to in the ICE emails targeted an immigrant. The story as filed did not include those errors, or any others. The documents reported on in the story do not establish that the target of the investigation was an immigrant or that the individual was being pursued for immigration violations. The target of the investigation was, according to the documents, based in the New York metropolitan area, while several of the ICE agents on the emails were based in New Mexico. Additionally, this story has been updated to include a comment from Facebook.

(They initially put the wrong year in their correction, and then corrected that without making note of it)

“Correction: March 26, 2018

Due to errors by editor Ryan Grim, this story and its headline originally reported that the investigation referred to in the ICE emails targeted an immigrant. The story as filed did not include those errors, or any others. The documents reported on in the story do not establish that the target of the investigation was an immigrant or that the individual was being pursued for immigration violations. The target of the investigation was, according to the documents, based in the New York metropolitan area, while several of the ICE agents on the emails were based in New Mexico. Additionally, this story has been updated to include a comment from Facebook.”

(b)(5)

Thank you,

(b)(6);(b)(7)(C)

From: (b)(6);(b)(7)(C)

Sent: Sunday, May 20, 2018 10:46 PM

To: (b)(6);(b)(7)(C)

(b)(6);(b)(7)(C)

Cc: (b)(6);(b)(7)(C)

(b)(6);(b)(7)(C)

Subject: RE: The Intercept Inquiry on 1509 Summons

(b)(6);(b)(7)(C)

(b)(5)

Let me know if you need more from me.

Regards,

(b)(6);(b)(7)(C)

Homeland Security Investigations
Deputy Attache Korea/Japan
U.S. Embassy Seoul

(b)(6);(b)(7)(C)

+82-10-5280 (b)(6);(b)(7)(C)

From: (b)(6);(b)(7)(C)

Sent: Friday, May 18, 2018 11:42 PM

To: (b)(6);(b)(7)(C)

(b)(6);(b)(7)(C)

Cc: (b)(6);(b)(7)(C)

(b)(6);(b)(7)(C)

(b)(6);(b)(7)(C)

Subject: RE: The Intercept Inquiry on 1509 Summons

Thanks again everyone. Would a response like this work?

(b)(5)

Thanks,

(b)(6);(b)(7)(C)

From: (b)(6);(b)(7)(C)

Sent: Thursday, May 17, 2018 11:09 AM

To: (b)(6);(b)(7)(C)

(b)(6);(b)(7)(C)

Cc: (b)(6);(b)(7)(C)

(b)(6);(b)(7)(C)

Subject: RE: The Intercept Inquiry on 1509 Summons

All,

(b)(5)

looping in our POCs (b)(6);(b)(7)(C) on this chain as well. We will review the articles and can join a call.

(b)(5)

All,

(b)(5)

(b)(6);(b)(7)(C)

Deputy Chief
Criminal Law Section
Homeland Security Investigations Law Division
Office of the Principal Legal Advisor
U.S. Immigration and Customs Enforcement
202-732- (b)(6);(b)(7)(C) (Desk)
202-536- (b)(6);(b)(7)(C) (Cell)

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immediately destroy all originals and copies. Furthermore do not print, copy, re-transmit, disseminate, or otherwise use this information. Any disclosure of this communication or its attachments must be approved by the Office of the Principal Legal Advisor, U.S. Immigration and Customs Enforcement. This document is for INTERNAL GOVERNMENT USE ONLY and may be exempt from disclosure under the Freedom of Information Act, 5 USC §§ 552(b)(5), (b)(7).

From: (b)(6);(b)(7)(C)
Sent: Thursday, May 17, 2018 10:59 AM
To: (b)(6);(b)(7)(C)
(b)(6);(b)(7)(C)
Cc: (b)(6);(b)(7)(C)
(b)(6);(b)(7)(C)
Subject: The Intercept Inquiry on 1509 Summons

Good morning everyone,

Combining several chains here so we can coordinate a response, and perhaps set up a call if that is easier.

As you all know, I received an inquiry from Shawn Musgrave from The Intercept Wednesday of last week regarding the 1509 summonses related to the two cases referenced in the attached documents.

This inquiry came in response to Musgrave's [article](#) on CBP's attempt to unmask the @ALT_USCIS Twitter account using a 1509 summons. From that article:

"In phone calls and emails with Hoffman, Twitter's attorneys pointed out that the underlying legal authority for this "1509 summons" — which is named for the authorizing law — pertains solely to records about imported merchandise."

Also from that article:

"Such discussions hint, of course, at potentially wider misuse of summonses, not only by CBP, but also by ICE and other agencies as well."

The article also references the following DHS OIG report on CBP's use of Summons Authority:
<https://www.oig.dhs.gov/sites/default/files/assets/Mga/2017/oig-18-18-nov17.pdf>

(b)(5)

Has HSI ever said anything publicly or in publicly available documents regarding its use of 1509 summons, and how these might pertain to Twitter accounts or other social media or technology based in the United States and utilized overseas?

I'm copying (b)(6);(b)(7)(C) here, as we had worked together some time ago regarding our coordination with Russian law enforcement on investigations, and how HSI vets requests for assistance by foreign law enforcement to ensure our role is limited to thoroughly vetted and legitimate criminal investigations.

Thank you,

(b)(6);(b)(7)(C)

Public Affairs Officer/Spokesperson
U.S. Immigration and Customs Enforcement (ICE)

From:

(b)(6);(b)(7)(C)

Sent:

21 May 2018 11:39:55 +0000

To:

(b)(6);(b)(7)(C)

Cc:

(b)(6);(b)(7)(C)

Subject:

RE: The Intercept Inquiry on 1509 Summons

Agree with

(b)(6);(b)(7)(C)

(b)(6);(b)(7)(C) - I believe (b)(6);(b)(7)(C) reached out to you to discuss further. If she didn't get a hold of you, recommend we talk today before this goes out.

(b)(6);(b)(7)(C)

Deputy Chief

Criminal Law Section

Homeland Security Investigations Law Division

Office of the Principal Legal Advisor

U.S. Immigration and Customs Enforcement

202-732- (b)(6);(b)(7)(C) (Desk)

202-536- (b)(6);(b)(7)(C) (Cell)

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From: (b)(6);(b)(7)(C)

Sent: Sunday, May 20, 2018 10:46 PM

To: (b)(6);(b)(7)(C)

(b)(6);(b)(7)(C)

Cc: (b)(6);(b)(7)(C)

(b)(6);(b)(7)(C)

Subject: RE: The Intercept Inquiry on 1509 Summons

(b)(6);(b)(7)(C)

(b)(5)

Let me know if you need more from me.

Regards,

(b)(6);(b)(7)(C)

Homeland Security Investigations
Deputy Attache Korea/Japan
U.S. Embassy Seoul

(b)(6);(b)(7)(C)

+82-10-5280 (b)(6);(b)(7)(C)

From: (b)(6);(b)(7)(C)

Sent: Friday, May 18, 2018 11:42 PM

To: (b)(6);(b)(7)(C)

(b)(6);(b)(7)(C)

Cc: (b)(6);(b)(7)(C)

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Sent: Thursday, May 17, 2018 11:09 AM

To: (b)(6);(b)(7)(C)

(b)(6);(b)(7)(C)

Cc: (b)(6);(b)(7)(C)

(b)(6);(b)(7)(C)

Subject: RE: The Intercept Inquiry on 1509 Summons

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(b)(5)

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(b)(5)

(b)(5)

(b)(6);(b)(7)(C)

Deputy Chief
Criminal Law Section
Homeland Security Investigations Law Division
Office of the Principal Legal Advisor
U.S. Immigration and Customs Enforcement
202-732- (b)(6);(b)(7)(C) (Desk)
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From: (b)(6);(b)(7)(C)

Sent: Thursday, May 17, 2018 10:59 AM

To: (b)(6);(b)(7)(C)

(b)(6);(b)(7)(C)

Cc: (b)(6);(b)(7)(C)

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Thank you,

(b)(6);(b)(7)(C)

Public Affairs Officer/Spokesperson
U.S. Immigration and Customs Enforcement (ICE)

From: (b)(6);(b)(7)(C)
Sent: 10 May 2018 08:11:30 -0400
To: (b)(6);(b)(7)(C)
Subject: FW: MEDIA INQUIRY: 1509 summons by HSI special agent (b)(6);(b)(7)(C)
(2014)
Attachments: 1509_tuiteros_full.pdf, image001.jpg

Description: DHS Logo

(b)(6);(b)(7)(C)

FSN Criminal Investigator

Department of Homeland Security

HSI Attaché Office

Southern Cone of the Americas

American Embassy Buenos Aires

Voice: 54-11-5777- (b)(6);(b)(7)(C) / 54-11-5777- (b)(6);(b)(7)(C)

Fax: 54-11-5777-4489

Cell: 54-9-11-5123 (b)(6);(b)(7)(C)

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From: Shawn Musgrave [mailto:shawnmusgrave@gmail.com]

Sent: Wednesday, May 09, 2018 6:46 PM

To: (b)(6);(b)(7)(C)

(b)(6);(b)(7)(C)

Subject: MEDIA INQUIRY: 1509 summons by HSI special agent (b)(6);(b)(7)(C) (2014)

Hello -

I'm a Boston-based reporter writing for The Intercept. I am not currently on deadline.

Attached are materials related to a 1509 summonses (also called DHS Form 3115) issued to Twitter in 2014 by a HSI special agent, (b)(6);(b)(7)(C) who was posted at the Buenos Aires embassy at the time. Per the attached, the summons was signed by Assistant Attaché (b)(6);(b)(7)(C) on the authority of (b)(6);(b)(7)(C)

(b)(6);(b)(7)(C) (cc'd).

I would like the context and overall timeline regarding this summons, particularly since it was covered by the Argentina media at the time as an attempt by a prosecutor to target supporters of a political opponent. It remains unclear to me whether Twitter complied with the summons, but several of the targeted accounts were notified by Twitter.

My basic question: why would the U.S. embassy or its attachés authorize a summons like this?

Best,
Shawn Musgrave
520-820-6615



Homeland Security Investigations
DHS/HSI Attaché Office
US Embassy, Buenos Aires

4300 Columbia Ave.
1425 City of Buenos Aires



**Homeland
Security**

SOUTHERN CONE OF THE AMERICAS
ARGENTINA-CHILE-PARAGUAY-URUGUAY

FAX: (5411) 5777-4489

Facsimile Transmission

Date: 17/6/2014

To: Twitter Inc.

Fax: (415) 222-9958

Attn: C/O Trust & Safety

From: DHS/HSI, U.S. Embassy Buenos Aires

Phone: (5411) 5777-4489

(b)(6);(b)(7)(C)

Fax: (5411) 5777-4489

RE: Subpoena MV-14-75

☐ Urgent ☒ Action ☐ Concurrence

Number of pages including cover: 2

To whom it may concern,

Please find enclosed Subpoena MV-14-75

Regards,

(b)(6);(b)(7)(C)

HSI Attaché Office
Southern Cone of the Americas
US Embassy Buenos Aires

1. To (Name, Address, City, State, Zip Code) Twitter Inc. C/O Trust & Safety 1335 Market Street, Suite 900 San Francisco, CA 94103 lawenforcement@twitter.com (415-222-9958)	DEPARTMENT OF HOMELAND SECURITY SUMMONS to Appear and/or Produce Records 19 U.S.C. § 1509
Summons Number MV-14-73	

By the service of this subpoena upon you, **YOU ARE HEREBY SUMMONED AND REQUIRED TO:**

- (A) ☐ **APPEAR** before the U.S. Customs and Border Protection (CBP) Officer or U.S. Immigration and Customs Enforcement (ICE) Special Agent named in Block 2 at the place, date, and time indicated to testify and give information.
- (B) ☒ **PRODUCE** the records (including statements, declarations, and other documents) indicated in Block 3 before the CBP Officer or ICE Special Agent named in Block 2 at the place, date, and time indicated.


Your testimony and/or production of the indicated records is required in connection with an investigation or inquiry to ascertain the correctness of entries, to determine the liability for duties, taxes, fines, penalties, or forfeitures, and/or to ensure compliance with the laws or regulations administered by CBP and ICE.

Failure to comply with this summons will render you liable to proceedings in a U.S. District Court to enforce compliance with this summons as well as other sanctions.

2. (A) CBP Officer or ICE Special Agent before whom you are required to appear Name (b)(6);(b)(7)(C) Title HSI Special Agent Address U.S. EMBASSY BUENOS AIRES Telephone Number (54) 9 11 3503 (b)(6);(b)(7)(C) (54) 11 5777 (b)(6);(b)(7)(C)	(B) Date 06/16/2014 (C) Time 3:00 <input type="checkbox"/> a.m. <input checked="" type="checkbox"/> p.m.
3. Records required to be produced for inspection Regarding the users (b)(6);(b)(7)(C) (b)(6);(b)(7)(C) (b)(6);(b)(7)(C) please provide names, addresses, associated e-mail accounts, creation dates, IPs and access logs. Please provide records requested to (b)(6);(b)(7)(C) Fax: 54-11-5777 (b)(6);(b)(7)(C)	

You are requested not to disclose the existence of this summons for an indefinite period of time. Any such disclosure will impede this investigation and thereby interfere with the enforcement of federal law.

Issued under authority of section 509, Tariff Act of 1930, as amended by Public law 95-410 (19 U.S.C. § 1509); 44 F.R. 2217; Homeland Security Act of 2002

4. Name of person authorized to serve this summons or any other CBP Officer or ICE Special Agent FSNI (b)(6);(b)(7)(C)	5. Date of issue 06/16/2014 (b)(6);(b)(7)(C) By
	6. Name, title, address, and telephone number of person issuing this summons Name (b)(6);(b)(7)(C) Title Assistant Attaché Address U.S. EMBASSY BUENOS AIRES Telephone Number (5411) 5777 (b)(6);(b)(7)(C)

If you have any questions regarding this summons, contact the CBP Officer or ICE Special Agent identified in Block 2.

CERTIFICATE OF SERVICE AND ACKNOWLEDGMENT OF RECEIPT

A. CERTIFICATE OF SERVICE OF SUMMONS

I certify that I served the summons on the front of this form as follows:

<input type="checkbox"/> I delivered a copy of the summons to the person to whom it was directed, as follows:	Address or Location	Date
		Time <input type="checkbox"/> a.m. <input type="checkbox"/> p.m.
<input type="checkbox"/> <i>(For corporations, partnerships, and unincorporated associations which may be sued under a common name)</i> I delivered a copy of the summons to an officer, managing or general agent, or agent authorized to accept service of process as follows:	Address or Location	Date
	Time <input type="checkbox"/> a.m. <input type="checkbox"/> p.m.	
	Name of person to whom the summons was delivered	
Signature		
Title		Date

B. ACKNOWLEDGMENT OF RECEIPT

I acknowledge receipt of a copy of the summons on the front of this form.

Signature		
Title	Date	Time <input type="checkbox"/> a.m. <input type="checkbox"/> p.m.

From: (b)(6);(b)(7)(C)
Sent: 10 May 2018 18:16:34 -0400
To: (b)(6);(b)(7)(C)
Cc:
Subject: FW: MEDIA INQUIRY: 1509 summons by HSI special agent (b)(6);(b)(7)(C)
(2014)
Attachments: 1509_tuiteros_full.pdf

Sent with BlackBerry Work
(www.blackberry.com)

From: (b)(6);(b)(7)(C)
Date: Thursday, May 10, 2018, 9:11 AM
To: (b)(6);(b)(7)(C)
Subject: FW: MEDIA INQUIRY: 1509 summons by HSI special agent (b)(6);(b)(7)(C) (2014)



(b)(6);(b)(7)(C)
FSN Criminal Investigator
Department of Homeland Security
HSI Attaché Office
Southern Cone of the Americas
American Embassy Buenos Aires

Voice: 54-11-5777 (b)(6);(b)(7)(C) 54-11-5777 (b)(6);(b)(7)(C)
Fax: 54-11-5777-4489
Cell: 54-9-11-5123 (b)(6);(b)(7)(C)

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From: Shawn Musgrave [mailto:shawnmusgrave@gmail.com]

Sent: Wednesday, May 09, 2018 6:46 PM

To: (b)(6);(b)(7)(C)

(b)(6);(b)(7)(C)

Subject: MEDIA INQUIRY: 1509 summons by HSI special agent (b)(6);(b)(7)(C) (2014)

Hello -

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My basic question: why would the U.S. embassy or its attachés authorize a summons like this?

Best,
Shawn Musgrave
520-820-6615

From: (b)(6);(b)(7)(C)
Sent: 10 May 2018 13:39:27 -0400
To: (b)(6);(b)(7)(C)
Cc:
Subject: FW: MEDIA INQUIRY: 1509 summons by HSI special agent (b)(6);(b)(7)(C) 2014)
Attachments: image001.jpg

FYI.

See what the reporter said



(b)(6);(b)(7)(C)
FSN Criminal Investigator
Department of Homeland Security
HSI Attaché Office
Southern Cone of the Americas
American Embassy Buenos Aires

Voice: 54-11-5777 (b)(6);(b)(7)(C) 54-11-5777 (b)(6);(b)(7)(C)
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From: Shawn Musgrave [mailto:shawnmusgrave@gmail.com]
Sent: Thursday, May 10, 2018 1:03 PM
To: (b)(6);(b)(7)(C)
Subject: Re: MEDIA INQUIRY: 1509 summons by HSI special agent (b)(6);(b)(7)(C) (2014)

Thanks, Mr. (b)(6);(b)(7)(C)

I've sent a message to ICE communications/media office and gotten no response, so I've reached out to the individuals who seemed to have authorized this summons back in 2014. Any information or

clarification you can provide would be very useful, particularly if you did not, in fact, authorize this summons.

Best,
Shawn

On Thu, May 10, 2018, 11:22 AM (b)(6);(b)(7)(C) (FSN)
(b)(6);(b)(7)(C) wrote:

All media inquiries should be directed to ICEMedia@ice.dhs.gov

Thanks,



(b)(6);(b)(7)(C)

FSN Criminal Investigator
Department of Homeland Security
HSI Attaché Office
Southern Cone of the Americas
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Shawn Musgrave
520-820-6615



From: (b)(6);(b)(7)(C)
Sent: 10 May 2018 11:07:41 -0400
To: (b)(6);(b)(7)(C)
Cc:
Subject: RE: MEDIA INQUIRY: 1509 summons by HSI special agent (b)(6);(b)(7)(C) (2014)

(b)(6);(b)(7)(C)

Please respond to reporter with the following sentence:

All media inquiries should be directed to ICEMedia@ice.dhs.gov

Thanks,

(b)(6);(b)(7)(C)

Assistant Attache Buenos Aires
Southern Cone of the Americas
Homeland Security Investigations
U.S. Embassy Buenos Aires
+54 11 5777 4 (b)(6);(b)(7)(C) W
+54 911 3392 (b)(6);(b)(7)(C) C

(b)(6);(b)(7)(C)

From: (b)(6);(b)(7)(C)
Sent: Thursday, May 10, 2018 9:12 AM
To: (b)(6);(b)(7)(C)
Subject: FW: MEDIA INQUIRY: 1509 summons by HSI special agent (b)(6);(b)(7)(C) (2014)



(b)(6);(b)(7)(C)

FSN Criminal Investigator
Department of Homeland Security
HSI Attaché Office
Southern Cone of the Americas
American Embassy Buenos Aires

Voice: 54-11-5777 (b)(6);(b)(7)(C) 54-11-5777- (b)(6);(b)(7)(C)
Fax: 54-11-5777-4489

Cell: 54-9-11-5123- (b)(6);(b)(7)(C)

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From: Shawn Musgrave [mailto:shawnmusgrave@gmail.com]

Sent: Wednesday, May 09, 2018 6:46 PM

To: (b)(6);(b)(7)(C)

(b)(6);(b)(7)(C)

Subject: MEDIA INQUIRY: 1509 summons by HSI special agent (b)(6);(b)(7)(C) (2014)

Hello -

I'm a Boston-based reporter writing for The Intercept. I am not currently on deadline.

Attached are materials related to a 1509 summonses (also called DHS Form 3115) issued to Twitter in 2014 by a HSI special agent (b)(6);(b)(7)(C), who was posted at the Buenos Aires embassy at the time.

Per the attached, the summons was signed by Assistant Attaché (b)(6);(b)(7)(C) on the authority of

(b)(6);(b)(7)(C) (cc'd).

I would like the context and overall timeline regarding this summons, particularly since it was covered by the Argentina media at the time as an attempt by a prosecutor to target supporters of a political opponent. It remains unclear to me whether Twitter complied with the summons, but several of the targeted accounts were notified by Twitter.

My basic question: why would the U.S. embassy or its attachés authorize a summons like this?

Best,
Shawn Musgrave
520-820-6615

From: (b)(6);(b)(7)(C)
Sent: 14 May 2018 14:53:37 +0000
To: (b)(6);(b)(7)(C)
Cc:
Subject: RE: MEDIA INQUIRY: 1509 summons by HSI special agent (b)(6);(b)(7)(C) (2014)

(b)(6);(b)(7)(C)

The reporter reached out to one of our local staff who was listed on the summons in question, and we have referred him to ICE Public Affairs in accordance with our media policy. I understand it garnered media attention here at the time (2014) because of the alleged misconduct by the Argentine prosecutor, who took advantage of a process for requesting U.S. case support in child exploitation investigations with a U.S. criminal nexus to slip in an unrelated request for his own purposes. I can't speak to the processes in place at the time, but at present we only issue a summons or subpoena in cases where there is an apparent violation of U.S. criminal law and/or we have an open U.S. investigation into the matter, and in all other instances would refer the host nation agency directly to the service provider to request information through established processes.

I suggest referring them back to ICE for comment since it pertains to operational procedures, but am available to discuss further.

(b)(6);(b)(7)(C)

Regional Attaché, Southern Cone of the Americas
Department of Homeland Security
Homeland Security Investigations (HSI)
U.S. Embassy Buenos Aires
Office: 54 11 5777 (b)(6);(b)(7)(C)
Cell: 54 911 259 (b)(6);(b)(7)(C)

(b)(6);(b)(7)(C)

From: (b)(6);(b)(7)(C)
Sent: Monday, May 14, 2018 11:42 AM
To: (b)(6);(b)(7)(C)
Cc:
Subject: FW: MEDIA INQUIRY: 1509 summons by HSI special agent (b)(6);(b)(7)(C) (2014)

(b)(6);(b)(7)(C) are you familiar with this request? We can have State/PA respond to it, but need some background.

(b)(6);(b)(7)(C) will follow-up with you.

Thanks,

(b)(6);(b)(7)(C)

Consejero de Prensa y Cultura / Public Affairs Officer
Embajada de Estados Unidos de América / U.S. Embassy – Buenos Aires, Argentina

(b)(6);(b)(7)(C)

Follow us on social media/Seguinon en las redes sociales:



Official
UNCLASSIFIED

From: (b)(6);(b)(7)(C)

Sent: Monday, May 14, 2018 9:55 AM

To: (b)(6);(b)(7)(C)

Cc:

Subject: FW: MEDIA INQUIRY: 1509 summons by HSI special agent (b)(6);(b)(7)(C) (2014)

(b)(6);(b)(7)(C)

The reporter below reached out to PA and is trying to get an answer. We can treat it as an RTQ and respond from DC if that works, but will need input from Post on the case (I have no background on this). Anything you can provide? Also cc'ing the desk. Thanks!

(b)(6);(b)(7)(C)

I'm a Boston-based reporter writing for The Intercept. I am not currently on deadline.

Attached are materials related to a 1509 summonses (also called DHS Form 3115) issued to Twitter in 2014 by a HSI special agent, (b)(6);(b)(7)(C) who was posted at the Buenos Aires embassy at the time. Per the attached, the summons was signed by Assistant Attaché (b)(6);(b)(7)(C) on the authority of (b)(6);(b)(7)(C) cc'd).

I would like the context and overall timeline regarding this summons, particularly since it was covered by the Argentina media at the time as an attempt by a prosecutor to target supporters of a political opponent. It remains unclear to me whether Twitter complied with the summons, but several of the targeted accounts were notified by Twitter.

My basic question: why would the U.S. embassy or its attachés authorize a summons like this?

On Fri, May 11, 2018 at 11:17 AM, Shawn Musgrave <shawnmusgrave@gmail.com> wrote:

Hello -

I'm looping in the State Department press office, as I've received no response from the Buenos Aires embassy for two days.

Attached is the 1509 summons I refer to below in my questions.

Please confirm receipt as soon as possible. While I am not on deadline, I will be submitting a story for The Intercept at some point in the next week.

Best,
Shawn Musgrave
520-820-6615

----- Forwarded message -----

From: **Shawn Musgrave** <shawnmusgrave@gmail.com>

Date: Thu, May 10, 2018 at 3:08 PM

Subject: Re: MEDIA INQUIRY: 1509 summons by HSI special agent (b)(6);(b)(7)(C) 2014)

To: (b)(6);(b)(7)(C)

Hello -

Mr. (b)(6);(b)(7)(C) has asked that I direct questions regarding his involvement to ICE, which I will do. I still, however, have questions regarding the embassy's overall role in authorizing this summons.

Please confirm receipt or direct me to an authorized spokesperson for the embassy.

Best,
Shawn

On Wed, May 9, 2018 at 5:45 PM, Shawn Musgrave <shawnmusgrave@gmail.com> wrote:

Hello -

I'm a Boston-based reporter writing for The Intercept. I am not currently on deadline.

Attached are materials related to a 1509 summonses (also called DHS Form 3115) issued to Twitter in 2014 by a HSI special agent (b)(6);(b)(7)(C) who was posted at the Buenos Aires embassy at the time. Per the attached, the summons was signed by Assistant Attaché

(b)(6);(b)(7)(C) on the authority of (b)(6);(b)(7)(C) (cc'd).

I would like the context and overall timeline regarding this summons, particularly since it was covered by the Argentina media at the time as an attempt by a prosecutor to target supporters of a political opponent. It remains unclear to me whether Twitter complied with the summons, but several of the targeted accounts were notified by Twitter.

My basic question: why would the U.S. embassy or its attachés authorize a summons like this?

Best,
Shawn Musgrave
520-820-6615

**Official
UNCLASSIFIED**

From: (b)(6);(b)(7)(C)
Sent: 10 May 2018 15:47:08 -0400
To: (b)(6);(b)(7)(C)
Cc:
Subject: RE: MEDIA INQUIRY: 1509 summons by HSI special agent (b)(6);(b)(7)(C) (2014)

Brendan,

Thanks so much.

Regards



(b)(6);(b)(7)(C)

FSN Criminal Investigator
Department of Homeland Security
HSI Attaché Office
Southern Cone of the Americas
American Embassy Buenos Aires

Voice: 54-11-5777 (b)(6);(b)(7)(C) 54-11-5777 (b)(6);(b)(7)(C)
Fax: 54-11-5777-4489
Cell: 54-9-11-5123 (b)(6);(b)(7)(C)

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From: (b)(6);(b)(7)(C)
Sent: Thursday, May 10, 2018 4:40 PM
To: (b)(6);(b)(7)(C)
Subject: RE: MEDIA INQUIRY: 1509 summons by HSI special agent (b)(6);(b)(7)(C) (2014)

That's for this, (b)(6);(b)(7)(C). We got it. I've given OIA here at HQ a heads up.

(b)(6);(b)(7)(C)

Public Affairs Officer/Spokesperson
U.S. Immigration and Customs Enforcement (ICE)
202-732-(b)(6);(b)(7)(C) (desk)
202-641-(b)(6);(b)(7)(C) (cell)

From: Shawn Musgrave [mailto:shawnmusgrave@gmail.com]
Sent: Thursday, May 10, 2018 3:11 PM
To: ICEMedia <ICEMedia@ice.dhs.gov>
Subject: Fwd: MEDIA INQUIRY: 1509 summons by HSI special agent (b)(6);(b)(7)(C) (2014)

Hello -

Mr. (b)(6);(b)(7)(C) has asked that I direct inquiries regarding his involvement in this 1509 summons from 2014 to this inbox. Please confirm receipt of this and my email from yesterday on this topic.

I am not currently on deadline, and will be writing about this for The Intercept.

Best,
Shawn

----- Forwarded message -----

From: (b)(6);(b)(7)(C)
Date: Thu, May 10, 2018 at 11:22 AM
Subject: RE: MEDIA INQUIRY: 1509 summons by HSI special agent (b)(6);(b)(7)(C) (2014)
To: Shawn Musgrave <shawnmusgrave@gmail.com>

All media inquiries should be directed to ICEMedia@ice.dhs.gov

Thanks,



(b)(6);(b)(7)(C)

FSN Criminal Investigator
Department of Homeland Security
HSI Attaché Office
Southern Cone of the Americas
American Embassy Buenos Aires

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(b)(6);(b)(7)(C)

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520-820-6615